

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.27093 of 2005

Dated:21.09.2006

Between

The Gudur No.24 Primary Agricultural
Cooperative Credit Society,
Rep., by its President,
M.Sudhakar Reddy.

.....Petitioner

and

1.The District Collector, Nellore,
Nellore District and others.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.27093 of 2005

ORDER:

This writ petition is filed seeking a Mandamus to declare the notification issued by the 2nd respondent *vide* proceedings in Rc.C.No.2763/2005 dated 1.1.2.2005 for filling up the Fair Price Shop dealership of Chennur, Gudur Mandal, Nellore District, without canceling the licence of the petitioner, as illegal and arbitrary.

It appears that the dealership for the fair price shop of Chennur village held by M/s.Large Scale Cooperative Society, Chennur was merged with the Gudur No.24 Primary Agricultural Cooperative Credit Society. In view of the same, the petitioner applied for change of name of the dealership from

M/s. Large Scale Cooperative Society, Chennur to The Gudur No.24 Primary Agricultural Cooperative Credit Society for the purpose of running the Fair Price Shop of Chennur village. The said application is pending consideration before the Revenue Divisional Officer concerned. While so, the 2nd respondent has issued the impugned notification dated 1.12.2005 inviting the applications for filling up the vacancy of fair price dealership, Chennur village, Gudur Mandal, Nellore District. Aggrieved by the same, the present writ petition is filed.

It is the contention of the learned counsel for the respondents that in view of the merger of M/s. Large Scale Cooperative Society with that of The Gudur No.24 Primary Agricultural Cooperative Credit Society, the fair price shop dealership held by the Large Scale Cooperative Society automatically vanishes. Therefore, the notification has been issued.

In view of the pendency of the application filed by the petitioner before the 2nd respondent,

the 2nd respondent is directed to dispose of the said representation within a period of four weeks, from the date of receipt of a copy of this order and pass appropriate orders, as per law. Till such time, status quo as on today shall be maintained as to the Fair Price Shop Dealership of Chennur village.

With the above direction, the writ petition is disposed of. No costs.

21-09-2006

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